



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

JLP:ddj

Docket No: 3362-00

15 August 2000

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 15 August 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1780 PERS 604 of 18 July 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



# DEPARTMENT OF THE NAVY

NAVY PERSONNEL COMMAND  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000

1780  
PERS-604  
18 Jul 00

## MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: Assistant for BCNR Matters (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS ICO  
[REDACTED]

Ref: (a) CNPC memo 5420 PERS-00ZCB of 21 Jun 00  
(b) Title 38, United States Code, Chapter 30

1. The following is provided in response to reference (a):

a. The Navy College Fund (NCF) Program is an enlistment guarantee offered only at the time of enlistment to certain recruits who meet the basic criteria outlined in reference (b). To qualify for NCF Program, a recruit must enter active duty on or after 21 November 1989 and agree to enlist in a critical or hard-to-fill rating. Additionally, a recruit must graduate from high school (no equivalency accepted), achieve an AFQT score of 50 or higher and enroll in the Montgomery GI Bill (MGIB) Program. A change in active duty date, skill guarantee or program qualifications can affect availability of NCF, which is why a recruit is asked to recertify guarantees in Block 34 of the Enlistment Document (DD Form 1966) upon entering active duty.

b. Recommend the Board deny AR [REDACTED] request to receive the NCF Program. DD Form 1966 is the official document used to identify enlistment guarantees. A review of AR Ryan's DD Form 1966 indicates he was originally guaranteed "Airman Apprenticeship Four Year Enlistment Program and Navy College Fund." [REDACTED] was separated from Navy while in a Delayed Entry Program status on 23 June 1999 for failure to graduate from high school. He enlisted in the Navy again on 25 June 1999. Upon reporting for active duty on 30 September 1999, AR Ryan recertified and received "Airman Apprenticeship Four Year Enlistment Program Guarantee." He did not receive NCF Program as an enlistment guarantee because he did not graduate from high school. AR Ryan signed this document on 30 September 1999 indicating he understood and acknowledged all changes made to his original DD Form 1966. AR Ryan is not eligible to receive NCF Program as an enlistment guarantee. Additionally, if AR Ryan does not receive a high school equivalency diploma or complete 12 semester hours of college prior to the end of his initial period of active duty, he will not be eligible for MGIB Program educational assistance benefits.

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[REDACTED]

2. [REDACTED] elected to enroll in the MGIB Program on 6 October 1999. The present educational assistance benefit for in-service use is based on the actual cost of tuition and fees. As stated above, [REDACTED] must receive his high school equivalency diploma or complete 12 semester hours of college prior to the end of his initial period of active duty to qualify for MGIB Program benefits.

3. PERS-604's point of contact is Mr. Linden Butler who can be reached at (C) 901-874-4246 or (DSN) 882-4246.



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